

**AGENDA MEMO**

**CITY COUNCIL MEETING DATE: AUGUST 6, 2008**

**DEPARTMENT: PLANNING AND DEVELOPMENT**

**ITEM DESCRIPTION: EOT-28698 - EXTENSION OF TIME - SITE DEVELOPMENT**

**PLAN REVIEW - APPLICANT/OWNER: NEVADA EQUITIES, LLC**

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**\*\* CONDITIONS \*\***

**STAFF RECOMMENDATION: APPROVAL**, subject to:

**Planning and Development**

1. This Site Development Plan Review (SDR-12930) shall expire on 06/21/10 unless another Extension of Time is approved by the City Council.
2. Conformance to the Conditions of Approval for Site Development Plan Review (SDR-12930) and all other related actions as required by the Planning and Development Department and Department of Public Works.

**\*\* STAFF REPORT \*\***

**PROJECT DESCRIPTION**

This is the first request for an Extension of Time of an approved Site Development Plan Review (SDR-12930) for a proposed 32-unit addition to an existing 36-unit condominium development and a waiver for a reduction of perimeter landscaping. The proposed development is on 4.36 acre parcel located at the northeast corner of Torrey Pines Drive and Garwood Avenue.

It is noted that three companion Extensions of Time (EOT-28697, EOT-28700, and EOT-28702) shall be heard concurrently with this item.

**BACKGROUND INFORMATION**

<b><i>Related Relevant City Actions by P&amp;D, Fire, Bldg., etc.</i></b>	
06/21/06	The City Council approved a request for a Rezoning (ZON-12932); a Site Development Plan Review (SDR-12930) for a proposed 34-unit addition to an existing condominium development and a waiver for a reduction of perimeter landscaping; a Variance (VAR-12933) to allow; and a Variance (VAR-13352) on 4.14 acres at the northeast corner of Torrey Pines Drive and Garwood Avenue and Vacation (VAC-12934) were also considered with the request. The Planning Commission recommended approval on 05/25/06 with staff recommending denial.
11/16/06	The Planning Commission recommended approval of a Tentative Map (TMP-17237) for a for a proposed 32-unit addition to an existing condominium development on 4.14 acres at the northeast corner of Torrey Pines Drive and Garwood Avenue.  NOTE: This Tentative Map (TMP-17237) will expire on 11/16/08 unless FMP-21857 is recorded.
05/09/07	A Final Map (FMP-21857) for a 32-unit addition to an existing condominium development was submitted for processing with staff sending an action letter on 06/08/07. This map has not recorded.
<b><i>Related Building Permits/Business Licenses</i></b>	
There are no building permits or business licenses related with this request.	
<b><i>Pre-Application Meeting</i></b>	
A pre-application meeting is not required for this type of application request, nor was one held.	
<b><i>Neighborhood Meeting</i></b>	
A neighborhood meeting is not required for this type of application request, nor was one held.	

<b><i>Details of Application Request</i></b>	
<b><i>Site Area</i></b>	
Gross Acres	4.36 acres

<b>Surrounding Property</b>	<b>Existing Land Use</b>	<b>Planned Land Use</b>	<b>Existing Zoning</b>
Subject Property	Multi-Family Residential	M (Medium Density Residential)	R-3 (Medium Density Residential)
North	Right-of-Way (US 95)	Right-of-Way (US 95)	Right-of-Way (US 95)
South	Single Family Residential	L (Low Density Residential)	R-1 (Single Family Residential)
East	Multi-Family Residential	M (Medium Density Residential)	R-3 (Medium Density Residential)
West	Public Elementary School	PF (Public Facilities)	C-V (Civic)

<b><i>Special Districts/Zones</i></b>	<b><i>Yes</i></b>	<b><i>No</i></b>	<b><i>Compliance</i></b>
<b>Special Area Plan</b>		X	NA
<b><i>Special Districts/Zones</i></b>	<b><i>Yes</i></b>	<b><i>No</i></b>	<b><i>Compliance</i></b>
<b>Special Purpose and Overlay Districts</b>			
A-O (Airport Overlay) District – 175 feet	X		Y
<b>Trails</b>		X	NA
<b>Rural Preservation Overlay District</b>		X	NA
<b>Development Impact Notification Assessment</b>		X	NA
<b>Project of Regional Significance</b>		X	NA

## ANALYSIS

The applicant is seeking to extend the entitlement for an approved Site Development Plan Review (SDR-12930) for 32 additional two-bedroom units, a playground, and a community clubhouse. The original development consisted of 72 units total prior to the US 95 widening project. A portion of the site was condemned by the state to accommodate the roadway resulting in 36 units being lost to the expansion. The development currently maintains 36 units within six buildings. The original proposal was for 34 additional units but was conditioned to be amended to 32 units per City Council approval. Although no civil plans or building permits have been issued, the applicant has received approval by the Planning Commission for a Tentative Map (TMP-17237) and has submitted a Final Map amendment for technical review for a 32-unit addition to an existing condominium development. A mylar map for recordation has not been submitted to date.

## **FINDINGS**

This request for an extension of time of Site Development Plan Review (SDR-12930) is deemed appropriate with a two-year time limit that will expire on 06/21/10, unless another extension of time is granted by the City Council.

<b><u>NEIGHBORHOOD ASSOCIATIONS NOTIFIED</u></b>	N/A
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<b><u>ASSEMBLY DISTRICT</u></b>	N/A
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<b><u>SENATE DISTRICT</u></b>	N/A
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<b><u>NOTICES MAILED</u></b>	N/A
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<b><u>APPROVALS</u></b>	0
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<b><u>PROTESTS</u></b>	0
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